

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Keyne Jean Villert	Team: Team # 3	CCRB Case #: 201402856	<input type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 03/21/2014 4:00 AM	Location of Incident: In front of § 87(2)(b)	Precinct: 101	18 Mo. SOL 9/21/2015	EO SOL 9/21/2015	
Date/Time CV Reported Mon, 03/24/2014 10:19 PM	CV Reported At: CCRB	How CV Reported: On-line website	Date/Time Received at CCRB Mon, 03/24/2014 10:20 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Witness(es)	Home Address
§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Franklin Pierre-Louis	11317	944764	101 PCT
2. SGT Darryl Knight	3789	947787	101 PCT
3. POM Joseph Siddiquee	29986	951251	101 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Franklin Pierre-Louis	Discourtesy: PO Franklin Pierre-Louis spoke rudely to § 87(2)(b)	§ 87(2)(b)
B.POM Franklin Pierre-Louis	Discourtesy: PO Franklin Pierre-Louis acted rudely toward § 87(2)(b)	§ 87(2)(b)
§ 87(2)(g), § 87(4-b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(g), § 87(4-b)	§ 87(2)(b)	§ 87(2)(b)

Case Summary

- On March 21, 2014, at approximately 4 a.m., § 87(2)(b) had just parked his vehicle in the driveway of his residence, located at § 87(2)(b) in Queens, when a marked patrol car pulled up behind him. § 87(2)(b) exited his vehicle, at which point, an uniformed officer, identified via investigation as PO Franklin Pierre-Louis from the 101st Precinct, ordered him to step back into it. PO Pierre-Louis was accompanied by an unidentified uniformed officer. PO Pierre-Louis § 87(2)(b) complied with the order and PO Pierre-Louis then allegedly stated to him, “Sit down and shut the fuck up” (**Allegation A**). Thereafter, § 87(2)(b) handed to PO Pierre-Louis a clear plastic holder containing his driver’s license and registration, at which point PO Pierre-Louis allegedly stated, “I don’t want that shit” (**within Allegation A**). § 87(2)(b) then directly handed to PO Pierre-Louis the documents without the holder. Later, PO Pierre-Louis returned the documents to § 87(2)(b) along with a summons, by allegedly throwing them through § 87(2)(b)’s car window (**Allegation B**). § 87(2)(b) claimed that his wife, § 87(2)(b) witnessed part of the incident and that two additional patrol cars later arrived at the scene. PO Pierre-Louis claimed that Sgt. Darryl Knight and PO Joseph Saddiquee, both from the 101st Precinct, and an unidentified officer arrived at the scene at some point during the incident.
- § 87(2)(b) was issued a summons for § 87(2)(b) (encl. E5).
- This case was initially assigned to Inv. Lesley Henry on April 21, 2014. Following Inv. Henry’s departure from the CCRB, the case was reassigned to the undersigned investigator on June 27, 2014.

Mediation, Civil and Criminal Histories

- Although § 87(2)(b) initially agreed to mediate this case, he failed to cooperate to view a photo array, resulting in the initiation of the investigation to determine the identity of the subject officer.
- § 87(2)(b) [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
- As of August 29, 2014, approximately two months following the expiration of the filing deadline, § 87(2)(b) has not filed a notice of claim with the City of New York in regard to this incident (encl. L). On December 16, 2014, the undersigned investigator submitted to the New York City Office of the Comptroller a new inquiry on the status of any potential notice of claim filed in regard to this incident. To date, no response has been received and any such response will be added to the case file upon its receipt.

Civilian and Officer CCRB Histories

- There are no substantiated CCRB allegations against PO Pierre-Louis, Sgt. Knight, or PO Siddiquee. Over his seven years at the NYPD, PO Pierre-Louis has not previously accumulated any discourtesy allegations, except for those made in this case (encl. A4-A6).
- This is the first CCRB complaint filed by § 87(2)(b) (encl. A7).

Potential Issues

- No significant issues were encountered or identified over the span of this investigation.

NYPD Documents

- The Event Summary log does not list any Summary matching this incident. The Roll Call does not list any additional officer partnered with any of the interviewed officers. PO Pierre-Louis is listed as working alone. The interviewed officers' memo books do not list any additional officer who may have been partnered with them or present at the time of the incident (encl. M10).

Findings and Recommendations

Explanation of Subject Officer Identification

PO Pierre-Louis indicated that he was the officer who actively interacted with § 87(2)(b) throughout the incident. § 87(2)(b) also provided a description of the subject officer which matches PO Pierre-Louis. (encl. C1-C2 and E7-E8).

Allegation Not Pleaded

§ 87(2)(g)

Allegation A – Discourtesy: PO Franklin Pierre-Louis spoke rudely to § 87(2)(b)

Allegation B – Discourtesy: PO Franklin Pierre-Louis acted rudely toward § 87(2)(b)

§ 87(2)(b) alleged that PO Pierre-Louis spoke rudely to him and threw his documents through his car window. § 87(2)(b) claimed that PO Pierre-Louis was accompanied by an unidentified officer at the initiation of the incident. § 87(2)(b) stated that his wife, § 87(2)(b) exited the house and witnessed the incident (encl. C1-C4). § 87(2)(b) who provided a phone statement and subsequently failed to appear for her scheduled sworn statement, made no indication that she heard PO Pierre-Louis speak rudely to her husband, § 87(2)(b) § 87(2)(b) did indicate that PO Pierre-Louis threw his documents into the car; however, she stated that she witnessed the incident through the window of her house (encl. D). PO Pierre-Louis indicated that he stopped § 87(2)(b) alone, but that Sgt. Darryl Knight, PO Joseph Siddiquee, and an unidentified officer, each from the 101st Precinct, arrived in the middle of the vehicle stop. PO Pierre-Louis denied making any of the alleged remarks and stated that he directly handed the documents to § 87(2)(b) (encl. E7-E8). Sgt. Knight and PO Siddiquee did not remember this incident (encl. F4-F5, and G5-G6).

Although § 87(2)(b) corroborated that PO Pierre-Louis threw the documents through the window, she failed to cooperate with the CCRB and provide a sworn statement. § 87(2)(g)

§ 87(2)(g)

Investigator:	<u>Keyne Jean Villert</u>	
Signature	Print	Date
Supervisor:		
Title/Signature	Print	Date
Reviewer:		
Title/Signature	Print	Date
Reviewer:		
Title/Signature	Print	Date